



U.S. Department of Justice

United States Attorney
Southern District of New York

BY ECF

The Honorable Philip M. Halpern
United States District Judge
Southern District of New York
300 Quarropas Street
White Plains, New York 10601

Application granted. The status conference scheduled for 8/23/23 is adjourned to 10/23/23 at 2:30 p.m. in Courtroom 520.

SO ORDERED.

Philip M. Halpern
United States District Judge

Dated: White Plains, New York
August 16, 2023

Re: *United States v. Jonathan Rivera*, S1 23 Cr. 76 (PMH)

Dear Judge Halpern:

A conference in the above-referenced case is scheduled for August 23, 2023. The parties are actively and productively engaged in plea discussions, but need more time to continue those discussions. Specifically, defense counsel has submitted a mitigation request, which is being considered by the Government. For that reason, the parties jointly and respectfully request that the conference be adjourned for a period of 60 days.

If the above request is granted, the Government respectfully requests, with the consent of defense counsel, that the Court exclude time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), through the new conference date. The Government respectfully submits that an exclusion of time would serve the ends of justice and outweigh the best interests of the public and the defendant in a speedy trial because it would allow the parties to continue to engage in discussions regarding a potential resolution of the matter without the need for trial.

The Government respectfully encloses a proposed order excluding time for the Court's consideration.

Respectfully submitted,

DAMIAN WILLIAMS
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